

OCT 27 2003

RCE/2700
\$



Atty. Dkt. No. 067183-0186

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#12
cc
11/5/03

Applicant: Yoshiaki SHIOTA
Title: FAULT MANAGEMENT SYSTEM
FOR SWITCHING EQUIPMENT
Appl. No.: 09/588,190
Appl. Filing Date: 06/07/2000
Examiner: Puente, Emerson C.
Art Unit: 2184

RECEIVED

OCT 30 2003

Technology Center 2100

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment/reply previously filed on September 24, 2003.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.

10/28/2003 HVDK61 00000106 09588190

01 FC:1801
02 FC:1253

770.00 OP
530.00 OP

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ____.

☐ Other ____.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of ____ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$770.00	\$770.00
Total Claims:	2 <input type="checkbox"/>	20	= 0	x \$18.00 =	\$0.00
Independents:	1 <input type="checkbox"/>	3	= 0	x \$86.00 =	\$0.00
First presentation of any Multiple Dependent Claims:			+ \$290.00 =		\$0.00
CLAIMS FEE TOTAL: =					\$770.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$950.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$950.00
EXTENSION FEE ALREADY PAID: -				\$420.00
EXTENSION FEE TOTAL				\$530.00
CLAIMS AND EXTENSION FEE TOTAL:				\$1300.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$1300.00

[] Please charge Deposit Account No. 19-0741 in the amount of \$0. A duplicate copy of this transmittal is enclosed.

[X] A check in the amount of \$1300.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date October 24, 2003

By 

FOLEY & LARDNER

Customer Number: 22428

Telephone: (202) 672-5407

Facsimile: (202) 672-5399

David A. Blumenthal
Attorney for Applicant
Registration No. 26,257